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PRESIDENT TAFT WILL VETO FLOOD RESOLUTION BECAUSE OF ARIZONA RECALL CLAUSE

Measure Which Passed the Senate By Large Majority Yesterday Displeases Executive Who Leaves No Room for Longer Doubt That He Will "Hit From the Shoulder" at Popular Measure Governing the Judiciary.

DEMOCRATS ASSERT THEY CAN PASS

MEASURE AGAIN BY TWO THIRDS VOTE

Nelson Substitute Was Favored By President But it Was Defeated By Decisive Vote and House Resolution Was Put Through By Overwhelming Majority Culminating Long and Spirited Debate

TODAY IN CONGRESS.

Senate. Met at noon. Upon official announcement of death of Senator William P. Frye, adjournment was taken at 12:04 p.m. till noon Thursday out of respect to his memory. Lorimer election investigation committee adjourned to meet in October. Secretary of State Knox urged expedition in action on British and French arbitration treaties before the foreign relations committee. Senate and house appointed committees to attend funeral of Senator Frye at Lewiston, Me. It became known that President Taft would veto the Arizona-New Mexico statehood bill. Committee on Finance decided to report the cotton revision bill adversely to the senate on Thursday. **House.** Met at noon. Steel trust investigating committee in executive session decided not to press George W. Perkins for answers regarding campaign contributions, but announced that it would require the production of books of subsidiary companies. Investigation of Wiley and Remsen board charges was continued by agricultural committee.

(By Evening Herald A. P. Leased Wire)

Washington, Aug. 9.—The president will veto the New Mexico-Arizona statehood resolution as passed by the senate last night.

Democratic leaders of both the house and senate declared today however, that they could marshal enough votes to pass the measure over the veto.

The president had indicated some time ago that he would take this action unless the Nelson amendment was adopted. This amendment would have required the people of Arizona as a condition of statehood to vote down the provision in their constitution for the recall of judges. The amendment was defeated and the senate passed the bill as it came from the house, simply requiring that a veto be taken on the recall feature.

It was believed last night that following the passage of the bill, President Taft would allow the measure to become law without his signature, by permitting it to remain in his hands ten days. News reached the capitol today, however, that he is determined to exercise the power of veto when the resolution reached him.

It was said today that the president, in his proposed veto message would "hit from the shoulder" on the judicial recall. Mr. Taft has no objection to the New Mexico constitution if it is understood, but both the house and senate have insisted on coupling the two territories in any statehood proposition and for this reason Mr. Taft's veto will cause New Mexico to be excluded alone with Arizona.

Just what congress will do in case of veto at this time is not known, in the past there has been talk of steps to cajole President Taft from passing on the constitution of the proposed new states. How this can be accomplished is problematical.

Chairman Flood of the house committee on territories, author of the resolution, declared today that there would be plenty of votes in the house to pass it again over the president's veto.

As to the senate he said he could not speak. He urged the Democrats of the house to get together as soon as the veto message was announced. Mr. Flood was surprised to learn that the president would register his disapproval of the resolution and said that it had been drawn largely to meet Mr. Taft's objection.

Senator Culverton is authority for the statement that the senate would likewise pass the bill over the president's veto if the question is presented to that body.

It was also said that the statehood question would result in prolonging the session.

Senator Kenyon of Iowa was the only progressive Republican who voted last night against the final passage of the statehood bill admitting New Mexico and Arizona. At first it appeared that Senator Bristow of Kansas had voted against admitting the territories, this proved to be an error. Senator Bristow voted for the bill.

(Continued on Page 2, Column 5.)

RECALL PROBABLY WILL BE CUT OUT ON NEXT ATTEMPT

(By Evening Herald A. P. Leased Wire)

Washington, Aug. 9.—Although it was well known that the flood resolution faced certain veto at the hands of the president, a delegation of New Mexicans called upon Mr. Taft this afternoon and urged him to permit the resolution to go into effect by limitation and thus give the territories statehood. Many messages from all over the territory, pleading with the president for statehood, were received. Veto by the president, however, is certain.

The flood resolution, which underwent a few minor amendments, arrived in the house this morning. The house will concur in the amendments at once, it is said. The speaker will then sign the resolution and it will return to the senate for the signature of the vice president, after which it will be delivered to Mr. Taft, it is said to reach the White House Friday.

There appears to be a general understanding here this afternoon that immediately after the president's veto is received, both branches of congress will agree on a resolution eliminating the recall in Arizona and push the resolution back to the president.

This, it is believed, would secure statehood within two weeks, providing congress does not adjourn before that time. Indications at this time are that congress will prolong its present session indefinitely.

A number of the New Mexico delegation have left for home but several have announced that they will remain here until statehood is won or lost finally.

FLOOD RESOLUTION ADOPTED 63 TO 18

Washington, Aug. 9.—The flood control resolution, providing for the admission of New Mexico and Arizona to statehood after New Mexico voted on an easier amendment to the constitution and Arizona on the recall of the judiciary, passed the senate last evening by the decisive vote of 63 to 18.

Its message followed the defeat of the Nelson measure, offered as a substitute which failed of passage by a vote of 43 to 26. This was the measure advocated by the stand-pat Republicans and known to have the sanction of the president who, it was understood, was ready to sign it at any time. It differed from the flood resolution in that it made it mandatory on the part of Arizona to eliminate the recall of the judiciary as a condition for statehood and it did not require New Mexico to vote on an change in her constitution.

The passage of the final resolution followed two days of constant debate, during which a number of strong speeches were made for and against the recall and statehood to the territories.

The flood resolution, as adopted in the senate, differs but slightly from the original document sent up from the house and it is said, will be concurred in at once by the lower branch of congress.

Following is a briefly summarized history of the statehood fight extending over half a century.

1848—Treaty of cession of New Mexico, then including Arizona to United States by Mexico was signed.

1850—Convention assembled at Santa Fe to formulate constitutions for state of New Mexico later adopted by the voters, but congress refused to pass the necessary statehood act, owing to the Clay compromise.

1855—Both houses of Congress passed an enabling act for New Mexico and Colorado but, for political reasons, New Mexico was again turned down.

1863—After numerous other attempts between 1875 and 1903, an omnibus statehood bill, providing separate statehood for Arizona, New Mexico and Oklahoma was introduced with bright chances of success, but was taken to death by Senator Beveridge of Indiana and a few others.

1894—Both houses of congress passed a bill providing for admission of Oklahoma and Indian Territory as one state, and New Mexico and Arizona as another state, with a provision that the popular vote of the territories, counted separately, should determine the ratification of the act. Arizona and New Mexico refused approval of the joint statehood measure.

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STUNG!



NOW LOOK WHAT YOU WENT AND DONE!

DEAD FINANCIER IS TO BE BROUGHT TO AMERICA FOR BURIAL

Body Will Be Taken to Church in Paris Until Saturday; Wife and Son Are Worn From Long Vigil at Bedside

GATES WAS A WONDER IN HIGHER FINANCE

(By Evening Herald A. P. Leased Wire)

Paris, Aug. 9.—The death this morning of John W. Gates, the American financier, has called forth many expressions of regret not only from his wife circle of acquaintances, but from numberless Parisians who knew him only as a bold and successful business man but had been deeply moved by the courageous struggle which he made against an illness, the fatal outcome of which had been fated.

Mr. Gates and his son, Charles G. Gates, are much worn by their long period of anxiety and suspense, and many sympathies for them is expressed. As soon as word of Mr. Gates' death had been telegraphed to America, messages of condolence commenced to arrive from friends and business associates in the United States and elsewhere.

All arrangements for the disposition of the body have been made by Harry St. Minier Black, president of the United States Realty and Improvement company of New York.

Mr. Gates loved life and said that he wished to live. He wanted to do things in life. He was frequently spoken of as a "Plunger" but his operations were always founded on wonderful studies in figures. Wall street will not see his like again for some time."

The body of Mr. Gates will be placed in a vault at the interdenominational American church in the Due De Berr, where it will remain until probably early in October in Chicago. At the call of Chairman Dillingham, Attorney Headly of the committee announced that the list of witnesses examined had been exhausted.

"And everybody else," he said.

The last session of the committee was occupied with the final cross examination of former State Senator Holloway of Illinois, who claims he received \$2,500 for voting for Lorimer. The examination dealt particularly with his testimony that he first made the statement of having received money to escape prosecution in San Joaquin county, Illinois, in connection with a furniture deal.

They functioned and smothered the action of the heart.

Mrs. Gates accompanied her husband to Europe and so had been with him throughout his illness. Before marriage she was Miss Delora H. Becker of St. Charles, Illinois. In recent years they had made their home in New York.

Shortly before the end Mr. Gates lapsed into unconsciousness and his death, which followed at 5:10 o'clock, was peaceful. Mrs. Gates and Charles Gates were at the bedside with doctors Gross and Reeves. The official statement of the physicians said that the immediate cause of death was heart failure, the lungs having stop-

COLFAX WOMAN IS ASSAULTED THEN MURDERED IN COLD BLOOD

Senate Committee Decides to Report Adversely on Cotton Bill of House and Cummins Has An Amendment.

STATEHOOD FIASCO ADDS COMPLICATION

(By Evening Herald A. P. Leased Wire)

Washington, Aug. 9.—The Senate finance committee today decided to report adversely the house cotton bill in revision bill. The bill will go to the senate tomorrow.

Senator Cummins of Iowa, progressive, republican will offer an amendment to the cotton bill when it comes before the senate, providing for the revision of the iron and steel schedule of the Payne-Aldrich law.

This committee, coming on top of the threatened veto by the president of the statehood bill, and the deadlock of the joint bill apparently has thrown all hope of early adjournment in the air.

According to information received, Vigil went to the Karlin home yesterday while Mr. Karlin and his son were absent and after being given something to eat, attacked and killed Miss Karlin and escaped after ransacking the house for valuables.

President Taft, it was said, proposed to turn to the committee all information in the possession of the bureau of corporations in regard to the steel trust which could be carried within law.

It will probably be resumed in October in Chicago where several other important witnesses live.

(By Evening Herald A. P. Leased Wire)

Washington, Aug. 9.—The Senate adjourned Saturday to ESCAPE PATE

Special Telegram to Evening Herald

Baton, N. M., Aug. 9.—While all the facts have not been learned here of the assault and murder of Mrs. Jacob Karlin, aged 52, yesterday, at the Karlin ranch near Springer, about 38 miles south of here, Orlie Vigil, aged 18, was arrested by a sheriff's posse this morning. Vigil was taken to the scene of the murder, where he is said to have confessed. Residents of Springer are greatly excited and to prevent any possibility of lynching Sheriff Hixenbaugh is bringing the prisoner to Baton.

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It will probably be resumed in October in Chicago where several other important witnesses live.

(By Evening Herald A. P. Leased Wire)

Washington, Aug. 9.—Out of respect to the late Senator William P. Frye of Maine, who died at his home in Maine yesterday, the Senate adjourned immediately after meeting at noon today. Official announcement of the death was made by Senator Johnson of Maine.

Resolutions of sympathy were adopted and Vice President Sherman named a committee to attend the funeral at Lewiston, Me.

(By Evening Herald A. P. Leased Wire)

Washington, Aug. 9.—Fire broke out through the roof of the Carlton hotel at the corner of the Haymarket and Pall Mall this evening. Many fire engines were quickly summoned. Intense excitement prevailed in the district and there were many thrilling escapes. The hotel is much patronized by Americans. The fire was confined to the two uppermost stories and so far as known no one was hurt.

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(By Evening Herald A. P. Leased Wire)

Paris, Aug. 9.—Jules Védrines, the French aviator, broke the record for a single long distance flight today in competing for the Michelin cup. He covered 100 kilometers (62 miles) in seven hours, 56 minutes and 36 seconds, beating Lardini's mark of 102 kilometers (63 miles).

STEEL COMMITTEE BACKS UP WHEN PERKINS WILL NOT YIELD

Democratic Inquisitors Suddenly Decide They Will Not Press Questions About Campaign Contributions Now.

CHAIRMAN STANLEY IS UNCOMMUNICATIVE NOW

Eventually Discovered That House Resolution Did Not Give Him Authority That He Thought It Did.

(By Evening Herald A. P. Leased Wire)

Washington, Aug. 9.—The steel trust investigating committee at an executive session today decided not to press at this time the questions of campaign contributions in connection with which George W. Perkins of New York, a director of the United States Steel corporation, was yesterday threatened with contempt proceedings before the house of representatives. The committee decided to require the steel corporation to produce the books of subsidiary companies.

When the executive session of the committee adjourned Chairman Stanley said: "Nothing to say until 2 p.m."

The chair changed its rulings on campaign contributions," said Representative Young, Republican.

"Young ought to know," said Attorney R. V. Lindabury, of the steel corporation, smirking.

The resolution demanding the books of the subsidiary companies also directed legal steps in the event of their non-production.

The committee's decision "not to press the inquiry into campaign contributions" was based on the conclusion that the house resolution did not give authority to do into those matters. It was said that Representative Johnson of New York insisted that the committee would transcend its power.

Chairman Stanley refused to make any statement. Some members of the committee asserted that Mr. Perkins had been tried only on answering the questions regarding his personal contributions and the manner of the steel corporation and the New York Life insurance company campaign contributions had not been decided finally.

Chairman Stanley, Representatives Litterman and Sterling of the committee and Herbert Knox Smith, commissioner of corporations, had a conference with President Taft at the white house following the executive session. All refused to discuss the differences.

Chairman Stanley and his associates, it was learned, had not gone to the white house to ask the president to further release the reports of the commissioner of corporations on the steel industry with a view of getting at some of the matters sought in the inquiry.

President Taft, it was said, proposed to turn to the committee all information in the possession of the bureau of corporations in regard to the steel trust which could be carried within law.

It is announced for the convenience of those who may not get breakfast before they leave Albuquerque, that breakfast may be secured at the Harvey house in Belen, where a stop of half hour will be made.

A large number of people from Willard and Estancia will visit the Chautauqua tomorrow.

CHAUTAUQUA TRAIN WILL LEAVE AT SIX THIRTY A.M. TOMORROW

If You Intend to Go to Mountainair for Albuquerque Day Be at the Santa Fe Station on Time.

SPLENDID PROGRAM IS SCHEDULED FOR DAY

Commercial Club Will Have Charge of the Doings; Brass Band Accompanies the Excursionists.

(By Evening Herald A. P. Leased Wire)

Washington, Aug. 9.—A special train carrying a large number of Albuquerque people, will leave the Santa Fe station at 6:30 o'clock tomorrow morning, bound for Mountainair, the scene of the Chautauqua assembly, which has been under way for ten days. The train will pull out of the local yards promptly at 6:30, not a minute later, and everybody should be at the station five or ten minutes before that time in order to secure proper accommodations and comfortable seats in the cars. A. H. Stroup of the Commercial club, who has worked very hard for the success of "Albuquerque day," will be